

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

IN RE PORK ANTITRUST  
LITIGATION

Case No. 18-cv-1776 (JRT/JFD)

This Document Relates to:

*All Class Actions*

**JOINT STIPULATION TO CONTINUE DEADLINES  
FOR JOINT MOTIONS REGARDING CONTINUED SEALING**

Counsel for the undersigned Defendants;<sup>1</sup> Direct Purchaser Plaintiffs (“DPPs”), Commercial and Institutional Indirect Purchaser Plaintiffs (“CIIPPs”), and Consumer Indirect Purchaser Plaintiffs (“IPPs”) (together, “Class Plaintiffs”) (collectively, the “Parties”) in the above-captioned consolidated action stipulate and hereby jointly request, pursuant to Federal Rules of Civil Procedure 16(b)(5) and D. Minn. Local Rule 16.3, that the Court continue the existing deadlines, as set by D. Minn. Local Rule 5.6(d)(2) (“L.R. 5.6”), for the joint motions regarding continued sealing concerning Class Plaintiffs’ motions for class certification, as set forth in this stipulation.

---

<sup>1</sup> Agri Stats, Inc.; Clemens Food Group, LLC, Clemens Family Corp., and Hatfield Quality Meats; Hormel Foods Corp., and Hormel Foods, LLC; Seaboard Foods LLC; Triumph Foods, LLC; and Tyson Foods, Inc., Tyson Fresh Meats, Inc. and Tyson Prepared Foods, Inc.

The Parties agree that good cause exists to continue the standard deadline set by L.R. 5.6 (i.e., 21 days after the filing of the final memorandum authorize) given the length of the Parties' briefs and number of filings filed under seal by the Parties.<sup>2</sup>

| <b>Event</b>  | <b>Current Deadline</b> | <b>Proposed Deadline</b>        |
|---|-------------------------|---------------------------------|
| DPPs and Defendants' Joint Motion Regarding Continued Sealing, including redacted versions of Defendants' omnibus and DPP briefs opposing class certification   | December 9, 2022        | January 27, 2023                |
| CIIPPs and Defendants' Joint Motion Regarding Continued Sealing, including the redacted version of Defendants' CIIPP brief opposing to class certification  | December 9, 2022        | January 27, 2023                |
| IPPs and Defendants' Joint Motion Regarding Continued Sealing, including redacted versions of IPPs' brief ISO motion for class certification, Defendants' IPP brief opposing class certification, and IPPs' reply ISO class certification | December 9, 2022        | January 27, 2023                |
| Defendants and DPPs' Joint Motion Regarding Continued Sealing, including the redacted version of Defendants' brief ISO motion to exclude the report and testimony of Dr. Mangum and Defendants' reply brief                               | January 27, 2023        | January 27, 2023<br>(no change) |

<sup>2</sup> In total, the Parties filed 578 exhibits under seal regarding class certification: DPPs filed 119 exhibits under seal, CIIPPs filed 73 exhibits under seal, IPPs filed 282 exhibits under seal, and Defendants filed 104 exhibits under seal. In addition, IPPs and Defendants plan to file redacted versions of their respective briefs.

|  |                  |                                 |
|--|------------------|---------------------------------|
| Defendants and CIIPPs' Joint Motion Regarding Continued Sealing, including the redacted version of Defendants' brief ISO motion to exclude the report and testimony of Dr. Williams and Defendants' reply brief                      | January 27, 2023 | January 27, 2023<br>(no change) |
| Defendants and IPPs' Joint Motion Regarding Continued Sealing, including redacted versions of Defendants' brief ISO motion to exclude the report and testimony of Dr. Singer, IPPs' brief opposing the motion, and Defendants' reply | January 27, 2023 | January 27, 2023<br>(no change) |

The proposed deadline of January 27, 2023 is the deadline, as set by L.R. 5.6, for the joint motions regarding continued sealing concerning Defendants' motions to exclude the reports and testimony of Drs. Mangum, Williams, and Singer (i.e., 21 days after January 6, 2023).

Dated: December 7, 2022

Respectfully submitted,

/s/ Jarod Taylor

Jarod Taylor (*pro hac vice*)  
 AXINN, VELTROP & HARKRIDER  
 LLP  
 90 State House Square  
 Hartford, CT 06103  
 (860) 275-8109  
 jtaylor@axinn.com

Rachel J. Adcox (*pro hac vice*)  
 Tiffany Rider Rohrbaugh (*pro hac vice*)  
 Kenina J. Lee (*pro hac vice*)  
 Lindsey Strang Aberg (*pro hac vice*)  
 Brandon Boxbaum (*pro hac vice*)  
 Allison Vissichelli (*pro hac vice*)  
 Keith Holleran (*pro hac vice*)

AXINN, VELTROP & HARKRIDER  
LLP

1901 L Street NW  
Washington, DC 20036  
(202) 912-4700  
radcox@axinn.com  
trider@axinn.com  
klee@axinn.com  
lstrang@axinn.com  
bboxbaum@axinn.com  
avissichelli@axinn.com  
kholleran@axinn.com

Craig M. Reiser (*pro hac vice*)  
Kail Jethmalani (*pro hac vice*)  
Andrea N. Rivers (*pro hac vice*)  
Victoria J. Lu (*pro hac vice*)  
AXINN, VELTROP & HARKRIDER  
LLP

114 West 47th Street  
New York, NY 10036  
(212) 728-2200  
creiser@axinn.com  
kjethmalani@axinn.com  
arivers@axinn.com  
vlu@axinn.com

David P. Graham (#0185462)  
DYKEMA GOSSETT PLLC  
4000 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, MN 55402  
(612) 486-1521  
dgraham@dykema.com

***Counsel for Tyson Foods, Inc., Tyson  
Prepared Foods, Inc. and Tyson Fresh  
Meats, Inc.***

/s/ Peter H. Walsh

Peter H. Walsh (#0388672)  
HOGAN LOVELLS US LLP  
80 South Eighth Street, Suite 1225

/s/ Mark L. Johnson

Mark L. Johnson (#0345520)  
Davida S. McGhee (#0400175)  
GREENE ESPEL PLLP

Minneapolis, MN 55402  
(612) 402-3000  
peter.walsh@hoganlovells.com

William L. Monts (*pro hac vice*)  
Justin W. Bernick (*pro hac vice*)  
HOGAN LOVELLS US LLP  
Columbia Square  
555 Thirteenth Street, NW  
Washington, D.C. 20004  
(202) 637-5600  
william.monts@hoganlovells.com  
justin.bernick@hoganlovells.com

***Counsel for Agri Stats, Inc.***

/s/ Christopher A. Smith

Aaron Chapin (#0386606)  
Christopher A. Smith (*pro hac vice*)  
Tessa K. Jacob (*pro hac vice*)  
A. James Spung (*pro hac vice*)  
Jason Husgen (*pro hac vice*)  
Sarah L. Zimmerman (MDL registered)  
Kate Ledden (MDL registered)  
Tanner Cook (MDL registered)  
HUSCH BLACKWELL LLP  
190 Carondelet Plaza, Ste 600  
St. Louis, MO 63105  
Telephone: (314) 480-1500  
aaron.chapin@huschblackwell.com  
chris.smith@huschblackwell.com  
tessa.jacob@huschblackwell.com  
james.spung@huschblackwell.com  
jason.husgen@huschblackwell.com  
sarah.zimmerman@huschblackwell.com  
kate.ledden@huschblackwell.com  
tanner.cook@huschblackwell.com

***Counsel for Triumph Foods, LLC***

222 South Ninth Street, Suite 2200  
Minneapolis, MN 55402  
(612) 373-0830  
mjohnson@greeneespel.com  
dwilliams@greeneespel.com

Daniel Laytin, P.C. (*pro hac vice*)  
Christa Cottrell, P.C. (*pro hac vice*)  
KIRKLAND & ELLIS LLP  
300 North LaSalle  
Chicago, IL 60654  
(312) 861-2000  
daniel.laytin@kirkland.com  
christa.cottrell@kirkland.com

***Counsel for Clemens Food Group, LLC  
and The Clemens Family Corporation***

/s/ William L. Greene

William L. Greene (#0198730)  
Peter J. Schwingler (#0388909)  
William D. Thomson (#0396743)  
STINSON LLP  
50 South Sixth Street, Suite 2600  
Minneapolis, MN 55402  
(612) 335-1500  
william.greene@stinson.com  
peter.schwingler@stinson.com  
william.thomson@stinson.com

J. Nicci Warr (*pro hac vice*)  
STINSON LLP  
7700 Forsyth Blvd., Suite 1100  
St. Louis, MO 63105  
(314) 863-0800  
nicci.warr@stinson.com

***Counsel for Seaboard Foods LLC and  
Seaboard Corporation***

/s/ Craig S. Coleman

Craig S. Coleman (#0325491)  
 Richard A. Duncan (#0192983)  
 Aaron D. Van Oort (#0315539)  
 Emily E. Chow (#0388239)  
 Isaac B. Hall (#0395398)  
 FAEGRE DRINKER BIDDLE & REATH  
 LLP  
 2200 Wells Fargo Center  
 90 South Seventh Street  
 Minneapolis, MN 55402-3901  
 (612) 766-7000  
 richard.duncan@faegredrinker.com  
 aaron.vanoort@faegredrinker.com  
 craig.coleman@faegredrinker.com  
 emily.chow@faegredrinker.com  
 isaac.hall@faegredrinker.com

Jacob D. Bylund (*pro hac vice*)  
 Stephanie A. Koltookian (*pro hac vice*)  
 Robert C. Gallup (#0399100)  
 FAEGRE DRINKER BIDDLE &  
 REATH LLP  
 801 Grand Ave., 33rd Floor  
 Des Moines, IA 50309  
 (515) 248-9000  
 jacob.bylund@faegredrinker.com  
 stephanie.koltookian@faegredrinker.com  
 robert.gallup@faegredrinker.com

Jonathan H. Todt (*pro hac vice*)  
 FAEGRE DRINKER BIDDLE & REATH  
 LLP  
 1500 K Street NW, Suite 1100  
 Washington, DC 20005  
 (202) 842-8800  
 jonathan.todt@faegredrinker.com

John S. Yi (*pro hac vice*)  
 FAEGRE DRINKER BIDDLE & REATH  
 LLP  
 One Logan Square, Suite 2200

/s/ Joseph C. Bourne

Joseph C. Bourne (MN #0389922)  
 W. Joseph Bruckner (MN #0147758)  
 Brian D. Clark (MN #0390069)  
 Arielle S. Wagner (MN #0398332)  
 Stephen M. Owen (MN # 0399370)  
 LOCKRIDGE GRINDAL NAUEN  
 P.L.L.P.  
 100 Washington Avenue South, Suite  
 2200  
 Minneapolis, MN 55401  
 T: (612) 339-6900  
 jcbourne@locklaw.com  
 wjbruckner@locklaw.com  
 bdclark@locklaw.com  
 aswagner@locklaw.com  
 smowen@locklaw.com

/s/ Bobby Pouya

Bobby Pouya  
 Clifford H. Pearson  
 Daniel L. Warshaw  
 Michael H. Pearson  
 PEARSON SIMON & WARSHAW, LLP  
 15165 Ventura Boulevard, Suite 400  
 Sherman Oaks, CA 92403  
 T: (818) 788-8300  
 cpearson@pswlaw.com  
 dvarshaw@pswlaw.com  
 bpouya@pswlaw.com  
 mpearson@pswlaw.com

Melissa S. Weiner (MN #0387900)  
 PEARSON, SIMON & WARSHAW, LLP  
 800 LaSalle Avenue, Suite 2150  
 Minneapolis, MN 55402  
 T: (612) 389-0600  
 mweiner@pswlaw.com

Bruce L. Simon  
 Benjamin E. Shiftan  
 Neil Swartzberg  
 PEARSON, SIMON & WARSHAW, LLP

Philadelphia, PA 19103  
(215) 988-2700  
john.yi@faegredrinker.com

***Counsel for Hormel Foods Corporation***

/s/ Shawn M. Raiter

Shawn M. Raiter (MN# 240424)  
LARSON KING, LLP  
2800 Wells Fargo Place  
30 East Seventh Street  
St. Paul, MN 55101  
T: (651) 312-6518  
sraiter@larsonking.com

/s/ Blaine Finley

Blaine Finley  
Jonathan W. Cuneo  
Joel Davidow  
CUNEO GILBERT & LADUCA, LLP  
4725 Wisconsin Avenue NW, Suite 200  
Washington, DC 20016  
T: (202) 789-3960  
bfinley@cuneolaw.com  
jonc@cuneolaw.com  
joel@cuneolaw.com

***Co-Lead Counsel for Commercial and Institutional Indirect Purchaser Plaintiffs***

350 Sansome Street, Suite 680  
San Francisco, CA 94104  
T: (415) 433-9000  
F: (415) 433-9008  
bsimon@pswlaw.com  
bshiftan@pswlaw.com  
nswartzberg@pswlaw.com

***Co-Lead Class Counsel for Direct Purchaser Plaintiffs***

/s/ Shana E. Scarlett

Shana E. Scarlett  
Rio Pierce  
HAGENS BERMAN SOBOL SHAPIRO  
LLP  
715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
shanas@hbsslaw.com  
riop@hbsslaw.com

Steve W. Berman  
Breanna Van Engelen  
HAGENS BERMAN SOBOL SHAPIRO  
LLP  
1301 Second Avenue, Suite 2000  
Seattle, Washington 98101  
Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
steve@hbsslaw.com  
breannav@hbsslaw.com

Elaine T. Byszewski  
HAGENS BERMAN SOBOL SHAPIRO  
LLP  
301 N. Lake Ave., Suite 920  
Pasadena, CA 91101  
Telephone: (213) 330-7150  
elaine@hbsslaw.com

Daniel E. Gustafson (#202241)

Daniel C. Hedlund (#258337)  
Michelle J. Looby (#388166)  
Joshua J. Rissman (#391500)  
GUSTAFSON GLUEK PLLC  
120 South 6th Street, Suite 2600  
Minneapolis, MN 55402  
Telephone: (612) 333-8844  
Facsimile: (612) 339-6622  
dgustafson@gustafsongluek.com  
dhedlund@gustafsongluek.com  
mlooby@gustafsongluek.com  
jrissman@gustafsongluek.com

***Counsel for Consumer Indirect  
Purchaser Plaintiffs***